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10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

13  
 14  
 15 *In re Carrier IQ, Inc. Consumer Privacy*  
 16 *Litigation*

17 [This Document Relates to All Cases]

18 Case No. 3:12-md-2330-EMC

19 **STIPULATION AND [PROPOSED]**  
**20 ORDER TO CONTINUE CASE**  
**21 MANAGEMENT CONFERENCE**

22 Date: May 16, 2013  
 Time: 10:30 a.m.  
 Place: Courtroom 5, 17<sup>th</sup> Floor  
 Judge: Hon. Edward M. Chen

## **STIPULATION**

This Stipulation and [Proposed] Order is entered into by and between Plaintiffs' Interim Co-Lead Counsel and Defendants' counsel (collectively, the "Parties") as follows:

WHEREAS, pursuant to the Clerk's Notice Vacating Hearing Date on Motion to Compel Arbitration and Setting CMC (Dkt. No. 148), a Case Management Conference is currently scheduled for May 16, 2013, at 10:30 a.m., and the deadline for the Parties to file a Case Management Statement is May 9, 2013;

WHEREAS, on April 11, 2013, the Parties filed a Joint Status Letter regarding the ongoing status of arbitration-related discovery wherein they agreed to provide this Court with a further update no later than June 6, 2013 (Dkt. No. 158);

WHEREAS, on April 22, 2013, Plaintiffs propounded a set of interrogatories regarding both unconscionability and scope issues on each Defendant, with the exception of Motorola Mobility LLC, which has not moved to compel arbitration;

WHEREAS, the deadline for Defendants to serve their objections and responses to the interrogatories is May 28, 2013;

WHEREAS, following service of Defendants' objections and responses to the interrogatories, the Parties will engage in further meet-and-confer efforts as necessary;

WHEREAS, in light of the status of the arbitration-related discovery, the Parties propose to continue the deadline to file the Case Management Statement from May 9, 2013, to June 6, 2013, and to continue the Case Management Conference currently scheduled for May 16, 2013, at 10:30 a.m., to June 20, 2013, at 10:30 a.m., or a date and time available with the Court following the resolution of arbitration-related discovery;

NOW THEREFORE, the Parties, by and through their respective counsel of record, hereby stipulate, subject to Court approval, as follows:

1. The deadline for the Parties to file the Case Management Statement currently set for May 9, 2013, is continued to June 6, 2013; and

2. The Case Management Conference scheduled for May 16, 2013, at 10:30 a.m., is continued to June 20, 2013, at 10:30 a.m., or a date and time available with the Court following

1 the resolution of arbitration-related discovery.

2 IT IS SO STIPULATED.

3 Dated: May 8, 2013

By: /s/ Steve W. Berman

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**ATTESTATION**

I, Tyler G. Newby, am the ECF User whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE**. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all signatories have concurred in this filing.

Dated: May 8, 2013

*/s/ Tyler G. Newby*

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**[PROPOSED] ORDER**

Pursuant to stipulation, it is SO ORDERED.

Dated: 5/10/13

Honorable Edward M. Chen  
 United States District Court

